

TIME CRITICAL REMOVAL ACTION
HAYSTACK MINES SITE, MCKINLEY COUNTY, NEW MEXICO
ADMINISTRATIVE SETTLEMENT AGREEMENT AND ORDER ON CONSENT FOR REMOVAL
ACTION
CERCLA DOCKETS NO. 09-2017-02 AND 06-02-17

Progress Report

Date August 15, 2018
Reporting Period July 16 to August 15, 2018
Report Type ☐ Weekly ☒ Monthly
Prepared for U.S. Environmental Protection Agency (USEPA) Regions IX and VI
Prepared by Arcadis U.S., Inc. on behalf of BNSF Railway Company

Completed Activities during the Reporting Period (July 16 to August 15):

- USEPA, BNSF, and Arcadis participated in a conference call on July 31, 2018 to discuss TCRA implementation, access coordination progress, and path forward. Conference call was rescheduled to August 13, 2018 because several agency representatives were not able to attend the original call.
- Continued the effort to update the TCRA implementation schedule to reflect recent project progress.
- Continued to evaluate legal issues as part of the effort to offer a relocation package to Ex. 6 Personal Privacy (PP) Ex. 6 Personal Privacy (PP) currently residing on Ex. 6 Personal Privacy (PP)
- Continued the coordination efforts with the Navajo Nation to obtain access to the southeast quarter of Section 13, Township 13 North, Range 11 West to perform proposed TCRA activities.

Planned Activities for Next Reporting Period (August 16 to September 15):

- Continue submittal of monthly project status reports and participation in project coordination conference calls.
- Provide the USEPA with an updated TCRA implementation schedule. Schedule update on hold pending obtaining access to Section 13 from Navajo Nation.
- Continue coordination with the Navajo Nation to obtain permission to access Section 13.
- Complete title survey of active lease holders and heirs to Brown Vandever and determine if there is a legal or other process in place to prevent other individuals from obtaining a residential lease on or near the mine site. Assuming resolution of these issues, provide a relocation offer package to legal Section 18 residents for their review and selection of a new homesite.
- Continue discussions with the regulatory agencies on TCRA activities.

Items/Topics of Note: None